

1 H.493

2 An act relating to capital construction and State bonding

3 The House concurs in the Senate proposal of amendment with further
4 proposal of amendment thereto by striking out all after the enacting clause and
5 inserting in lieu thereof the following:

6 * * * Legislative Intent * * *

7 Sec. 1. LEGISLATIVE INTENT

8 (a) It is the intent of the General Assembly that of the \$122,767,376.00
9 authorized in this act, not more than \$56,520,325.00 shall be appropriated in
10 the first year of the biennium, and the remainder shall be appropriated in the
11 second year.

12 (b) It is the intent of the General Assembly that in the second year of the
13 biennium, any amendments to the appropriations or authorities granted in this
14 act shall take the form of the Capital Construction and State Bonding
15 Adjustment Bill. It is the intent of the General Assembly that unless otherwise
16 indicated, all appropriations in this act are subject to capital budget adjustment.

17 Sec. 2. STATE BUILDINGS

18 (a) The following sums are appropriated to the Department of Buildings
19 and General Services, and the Commissioner is authorized to direct funds
20 appropriated in this section to the projects contained in this section; however,

1 no project shall be canceled unless the Chairs of the Senate Committee on
2 Institutions and the House Committee on Corrections and Institutions are
3 notified before that action is taken.

4 (b) The following sums are appropriated in FY 2024:

5 (1) Statewide, major maintenance: \$8,001,244.00

6 (2) Statewide, physical security enhancements: \$250,000.00

7 (3) Statewide, planning, reuse, and contingency: \$425,000.00

8 (4) Bennington, Battle Monument, construction of safety fencing:

9 \$500,000.00

10 (5) Brattleboro, courthouse, roof replacement:

11 \$2,750,000.00

12 (6) Middlesex, Middlesex Therapeutic Community Residence, master

13 plan, design, and decommissioning: \$350,000.00

14 (7) Montpelier, State House, replacement of historic finishes:

15 \$50,000.00

16 (8) Montpelier, State House, HVAC renovations: \$3,725,000.00

17 (9) Montpelier, 133 State Street, Office of Legislative Information

18 Technology, renovations: \$200,000.00

19 (10) Newport, courthouse replacement, planning and design:

20 \$750,000.00

1	<u>(11) St. Albans, Northwest State Correctional Facility, roof replacement:</u>	
2		<u>\$1,300,000.00</u>
3	<u>(12) St. Johnsbury, Northeast State Correctional Facility, Caledonia</u>	
4	<u>Community Work Camp, door control system replacement:</u>	<u>\$1,000,000.00</u>
5	<u>(13) White River Junction, courthouse, renovations:</u>	<u>\$2,000,000.00</u>
6	<u>(14) Statewide, three-acre parcel, stormwater, planning, design, and</u>	
7	<u>construction:</u>	<u>\$1,500,000.00</u>
8	<u>(15) Statewide, R22 refrigerant phase out:</u>	<u>\$250,000.00</u>
9	<u>(16) Statewide, Art in State Buildings Program:</u>	<u>\$75,000.00</u>
10	<u>(c) The following sums are appropriated in FY 2025:</u>	
11	<u>(1) Statewide, major maintenance:</u>	<u>\$8,500,000.00</u>
12	<u>(2) Statewide, physical security enhancements:</u>	<u>\$250,000.00</u>
13	<u>(3) Statewide, planning, reuse, and contingency:</u>	<u>\$425,000.00</u>
14	<u>(4) Middlesex, Middlesex Therapeutic Community Residence, master</u>	
15	<u>plan, design, and decommissioning:</u>	<u>\$400,000.00</u>
16	<u>(5) Montpelier, State House, replacement of historic finishes:</u>	
17		<u>\$50,000.00</u>
18	<u>(6) Montpelier, State House, HVAC renovations:</u>	<u>\$3,900,000.00</u>
19	<u>(7) Newport, Northern State Correctional Facility, planning and</u>	
20	<u>construction for the boiler replacement:</u>	<u>\$3,500,000.00</u>

1	<u>(8) St. Johnsbury, Northeast State Correctional Facility, Caledonia</u>	
2	<u>Community Work Camp, door control system replacement:</u>	<u>\$1,750,000.00</u>
3	<u>(9) White River Junction, courthouse, renovations:</u>	<u>\$4,000,000.00</u>
4	<u>(10) Statewide, three-acre parcel, stormwater, planning, design, and</u>	
5	<u>construction:</u>	<u>\$1,500,000.00</u>
6	<u>(11) Statewide, R22 refrigerant phase out:</u>	<u>\$1,000,000.00</u>
7	<u>(d) For the project described in subdivisions (b)(8) and (c)(6) of this</u>	
8	<u>section:</u>	
9	<u>(1) The Department of Buildings and General Services is authorized to</u>	
10	<u>expend funds for a water-to-water heat pump system to dehumidify the State</u>	
11	<u>House in the summer months.</u>	
12	<u>(2) Beginning on September 15, 2023 and ending on January 15, 2024,</u>	
13	<u>the Commissioner of Buildings and General Services shall submit monthly</u>	
14	<u>updates on the status of the project to the House Committee on Corrections and</u>	
15	<u>Institutions and the Senate Committee on Institutions.</u>	
16	<u>Appropriation – FY 2024</u>	<u>\$23,126,244.00</u>
17	<u>Appropriation – FY 2025</u>	<u>\$25,275,000.00</u>
18	<u>Total Appropriation – Section 2</u>	<u>\$48,401,244.00</u>

18 (c)(1) For the amount appropriated in subdivision (a)(1) and subdivision
19 (b)(3) of this section, the Department of Buildings and General Services shall
20 evaluate and develop a design for upgrades and replacement of HVAC systems

in all State correctional facilities. To the extent the Department identifies HVAC systems in common areas, break rooms, day rooms, and cafeterias that can be replaced to immediately alleviate heat-related stress for staff and residents at the facility, the Department is authorized to use the funds appropriated in subdivision (a)(1) and subdivision (b)(3) of this section for installation of HVAC systems in those areas.

(2) Beginning on September 15, 2023 and ending on January 15, 2024, the Commissioner of Buildings and General Services shall submit monthly updates on the status of the project to the House Committee on Corrections and Institutions and the Senate Committee on Institutions.

<u>Appropriation – FY 2024</u>	<u>\$1,800,000.00</u>
<u>Appropriation – FY 2025</u>	<u>\$16,200,000.00</u>
<u>Total Appropriation – Section 3</u>	<u>\$18,000,000.00</u>

Sec. 4. COMMERCE AND COMMUNITY DEVELOPMENT

(a) The following sums are appropriated in FY 2024 to the Agency of Commerce and Community Development for the following projects described in this subsection:

(1) Major maintenance at statewide historic sites: \$500,000.00

(2) Underwater preserves: \$46,000.00

(3) Placement and replacement of roadside historic markers:

1		<u>\$25,000.00</u>
2	<u>(4) Unmarked Burial Sites Special Fund:</u>	<u>\$25,000.00</u>
3	<u>(b) The following sums are appropriated in FY 2025 to the Agency of</u>	
4	<u>Commerce and Community Development for the following projects described</u>	
5	<u>in this subsection:</u>	
6	<u>(1) Major maintenance at statewide historic sites:</u>	<u>\$500,000.00</u>
7	<u>(2) Underwater preserves:</u>	<u>\$46,000.00</u>
8	<u>(3) Placement and replacement of roadside historic markers:</u>	
9		<u>\$25,000.00</u>
10	<u>(4) Unmarked Burial Sites Special Fund:</u>	<u>\$25,000.00</u>
11	<u>Appropriation – FY 2024</u>	<u>\$596,000.00</u>
12	<u>Appropriation – FY 2025</u>	<u>\$596,000.00</u>
13	<u>Total Appropriation – Section 4</u>	<u>\$1,192,000.00</u>
14	Sec. 5. GRANT PROGRAMS	
15	<u>(a) The following sums are appropriated in FY 2024 for the Building</u>	
16	<u>Communities Grants established in 24 V.S.A. chapter 137:</u>	
17	<u>(1) To the Agency of Commerce and Community Development,</u>	
18	<u>Division for Historic Preservation, for the Historic Preservation Grant</u>	
19	<u>Program:</u>	
20		<u>\$300,000.00</u>

1	<u>(5) To the Department of Buildings and General Services for the Human</u>	
2	<u>Services and Educational Facilities Competitive Grant Program (Human</u>	
3	<u>Services):</u>	<u>\$150,000.00</u>
4	<u>(6) To the Department of Buildings and General Services for the Human</u>	
5	<u>Services and Educational Facilities Competitive Grant Program (Education):</u>	
6		<u>\$150,000.00</u>
7	<u>(7) To the Department of Buildings and General Services for the</u>	
8	<u>Regional Economic Development Grant Program:</u>	<u>\$300,000.00</u>
9	<u>(8) To the Agency of Agriculture, Food and Markets for the Agricultural</u>	
10	<u>Fairs and Field Days Capital Projects Competitive Grant Program:</u>	
11		<u>\$300,000.00</u>
12	<u>Appropriation – FY 2024</u>	<u>\$2,100,000.00</u>
13	<u>Appropriation – FY 2025</u>	<u>\$2,100,000.00</u>
14	<u>Total Appropriation – Section 5</u>	<u>\$4,200,000.00</u>
15	Sec. 6. EDUCATION	
16	<u>(a) The sum of \$50,000.00 is appropriated in FY 2024 to the Agency of</u>	
17	<u>Education for funding emergency projects.</u>	
18	<u>(b) The sum of \$50,000.00 is appropriated in FY 2025 to the Agency of</u>	
19	<u>Education for the projects described in subsection (a) of this section.</u>	
20	<u>Appropriation – FY 2024</u>	<u>\$50,000.00</u>

1 (2) Lake Champlain Walleye Association, Inc., to upgrade and repair the
2 Walleye rearing, restoration, and stocking infrastructure: \$25,000.00

3 (d) The sum of \$2,207,901.00 is appropriated in FY 2025 to the Agency of
4 Natural Resources for the Department of Environmental Conservation for the
5 State's match to the Drinking Water State Revolving Fund for the drinking
6 water supply.

7 (e) The following sums are appropriated in FY 2025 to the Agency of
8 Natural Resources for the Department of Forests, Parks and Recreation for the
9 following projects:

10 (1) Infrastructure rehabilitation, including statewide small-scale
11 rehabilitation, wastewater repairs, preventive improvements and upgrades of
12 restrooms and bathhouses, statewide small-scale road rehabilitation projects,
13 and three-acre stormwater rule compliance: \$3,250,000.00

14 (2) Open access recreational infrastructure and forest park access roads:
15 \$670,000.00

16 (f) The following amounts are appropriated in FY 2025 to the Agency of
17 Natural Resources for the Department of Fish and Wildlife for the projects
18 described in this subsection:

19 (1) General infrastructure projects, including small-scale maintenance
20 and rehabilitation of infrastructure: \$1,344,150.00

- 1 (2) Lake Champlain Walleye Association, Inc., to upgrade and repair the
2 Walleye rearing, restoration, and stocking infrastructure: \$25,000.00
3 Appropriation – FY 2024 \$6,997,081.00
4 Appropriation – FY 2025 \$7,497,051.00
5 Total Appropriation – Section 9 \$14,494,132.00
6 Sec. 10. CLEAN WATER INITIATIVES
7 (a) The sum of \$2,202,019.00 is appropriated in FY 2024 to the Agency of
8 Agriculture, Food and Markets for water quality grants and contracts.
9 (b) The following sums are appropriated in FY 2024 to the Agency of
10 Natural Resources for the following projects:
11 (1) the Clean Water State/EPA Revolving Loan Fund (CWSRF) match
12 for the Water Pollution Control Fund: \$332,981.00
13 (2) municipal pollution control grants: \$4,000,000.00
14 (c) The sum of \$550,000.00 is appropriated in FY 2024 to the Agency of
15 Natural Resources for the Department of Forests, Parks and Recreation for
16 forestry access roads, recreation access roads, and water quality improvements.
17 (d)(1) The following sums are appropriated in FY 2024 to the Vermont
18 Housing and Conservation Board for the following projects:
19 (A) Agricultural water quality projects: \$800,000.00
20 (B) Land conservation and water quality projects: \$2,000,000.00

1 (2) A grant issued under subdivision (1)(A) of this subsection:

2 (A) shall not be considered a State grant under 6 V.S.A. chapter 215,
3 subchapter 3 for purposes of calculating the maximum amount of a State water
4 quality assistance award under 6 V.S.A. § 4824 or 4826; and

5 (B) may be used to satisfy a grant recipient's cost-share
6 requirements.

7 (e) The sum of \$6,000,000.00 is appropriated in FY 2025 to the Agency of
8 Natural Resources for the Department of Environmental Conservation for
9 clean water implementation projects.

10 (f) On or before December 1, 2023:

11 (1) The Clean Water Board shall review and recommend Clean Water
12 Act implementation programs funded from subsection (e) of this section.

13 (2) The Board shall submit a report with the list of programs
14 recommended for FY 2025 to the Chairs of the House Committee on
15 Corrections and Institutions and the Senate Committee on Institutions and to
16 the Governor for the FY 2024 capital budget adjustment report. The report
17 shall include a recommendation on whether there are any other funding sources
18 that may be used for municipal pollution control grants in FY 2025.

4	<u>Appropriation – FY 2024</u>	<u>\$9,885,000.00</u>
5	<u>Appropriation – FY 2025</u>	<u>\$6,000,000.00</u>
6	<u>Total Appropriation – Section 10</u>	<u>\$15,885,000.00</u>

8 (a) The sum of \$1,251,000.00 is appropriated in FY 2024 to the
9 Department of Military for maintenance, renovations, and ADA compliance at
10 State armories.

14	<u>Appropriation – FY 2024</u>	<u>\$1,251,000.00</u>
15	<u>Appropriation – FY 2025</u>	<u>\$1,064,000.00</u>
16	Total Appropriation – Section 11	\$2,315,000.00

18 (a) The sum of \$1,200,000.00 is appropriated in FY 2024 to the
19 Department of Buildings and General Services for the Agency of Agriculture,

1 Food and Markets for major maintenance at the Vermont building of the
2 Eastern States Exposition.

3 (b) The following sums are appropriated in FY 2025 to the Department of
4 Buildings and General Services for the Agency of Agriculture, Food and
5 Markets for the following projects:

6 (1) Vermont Agriculture and Environmental Laboratory Heat Plant,
7 construction: \$1,500,000.00

8 (2) Vermont building of the Eastern States Exposition, major
9 maintenance: \$1,040,000.00

10 Appropriation – FY 2024 \$1,200,000.00

11 Appropriation – FY 2025 \$2,540,000.00

12 Total Appropriation – Section 12 \$3,740,000.00

13 Sec. 13. VERMONT RURAL FIRE PROTECTION

14 (a) The sum of \$125,000.00 is appropriated in FY 2024 to the Department
15 of Public Safety for the Vermont Rural Fire Protection Task Force for the dry
16 hydrant program.

17 (b) The sum of \$125,000.00 is appropriated in FY 2025 to the Department
18 of Public Safety for the Vermont Rural Fire Protection Task Force for the
19 project described in subsection (a) of this section.

20 Appropriation – FY 2024 \$125,000.00

1	<u>Appropriation – FY 2025</u>	<u>\$125,000.00</u>
2	<u>Total Appropriation – Section 13</u>	<u>\$250,000.00</u>
3	Sec. 14. VERMONT HOUSING AND CONSERVATION BOARD	
4	<u>(a) The sum of \$1,800,000.00 is appropriated in FY 2024 to the Vermont</u>	
5	<u>Housing and Conservation Board for housing and conservation projects.</u>	
6	<u>(b) The sum of \$1,800,000.00 is appropriated in FY 2025 to the Vermont</u>	
7	<u>Housing and Conservation Board for the project described in subsection (a) of</u>	
8	<u>this section.</u>	
9	<u>Appropriation – FY 2024</u>	<u>\$1,800,000.00</u>
10	<u>Appropriation – FY 2025</u>	<u>\$1,800,000.00</u>
11	<u>Total Appropriation – Section 14</u>	<u>\$3,600,000.00</u>
12	Sec. 15. VETERANS HOME	
13	<u>(a) The sum of \$260,000.00 is appropriated in FY 2024 to the Department</u>	
14	<u>of Buildings and General Services for the Vermont Veterans' Home for</u>	
15	<u>maintenance at the Veterans' Home.</u>	
16	<u>(b) The following sums are appropriated in FY 2024 to the Vermont</u>	
17	<u>Veterans' Home for the following projects:</u>	
18	<u>(1) an emergency generator and boiler plant replacement:</u>	
19		<u>\$4,500,000.00</u>
20	<u>(2) elevator upgrade:</u>	<u>\$1,000,000.00</u>

VT LEG #370598 v.1

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- 1 (e) The following sums appropriated to the Department of Forest, Parks
2 and Recreation are reallocated to defray expenditures authorized in this act:
- 3 (1) of the amount appropriated in 2017 Acts and Resolves No. 84,
4 Sec. 10(b) (infrastructure rehabilitation): \$219.08
- 5 (2) of the amount appropriated in 2017 Acts and Resolves No. 84,
6 Sec. 10(f) (infrastructure rehabilitation): \$1,865.52
- 7 (3) of the amount appropriated in 2019 Acts and Resolves No. 42,
8 Sec. 10(b) (infrastructure rehabilitation): \$33,638.68
- 9 (4) of the amount appropriated in 2019 Acts and Resolves No. 42,
10 Sec. 10(g) (infrastructure rehabilitation): \$16,043.11
- 11 (5) of the amount appropriated in 2019 Acts and Resolves No. 42,
12 Sec. 11(c)(1) (forestry skidder bridges): \$3,600.00
- 13 (f) of the amount appropriated in 2019 Acts and Resolves No. 42, Sec.
14 17(a)(2) (committee room chairs), the sum of \$2,006.46 is reallocated to
15 defray expenditures authorized in this act.
- 16 (g) The following sums appropriated to the Vermont Veterans' Home
17 are reallocated to defray expenditures authorized in this act:
- 18 (1) of the amount appropriated in 2017 Acts and Resolves No. 84,
19 Sec. 16(a) (resident care furnishings): \$88,835.00

3	<u>(3) of the amount appropriated in 2018 Acts and Resolves No. 190,</u>	
4	<u>Sec. 11 (security access system):</u>	<u>\$92,794.00</u>
5	<u>Total Reallocations and Transfers – Section 16</u>	<u>\$14,767,376.32</u>

7 The State Treasurer is authorized to issue general obligation bonds in the
8 amount of \$108,000,000.00 for the purpose of funding the appropriations of
9 this act. The State Treasurer, with the approval of the Governor, shall
10 determine the appropriate form and maturity of the bonds authorized by this
11 section consistent with the underlying nature of the appropriation to be funded.
12 The State Treasurer shall allocate the estimated cost of bond issuance or
13 issuances to the entities to which funds are appropriated pursuant to this
14 section and for which bonding is required as the source of funds, pursuant to
15 32 V.S.A. § 954.

18 APPROPRIATIONS ACT; INTENT; AUTHORIZATIONS

1 (a) Findings. The General Assembly finds that in addition to the issuance
2 of general obligation bonds, eligible capital projects may be funded from the
3 Fund established in 32 V.S.A. § 1001b.

4 (b) Intent. It is the intent of the General Assembly to authorize certain
5 capital projects eligible for funding by 32 V.S.A. § 1001b in this act but
6 appropriate the funds for these projects in the FY 2024 Appropriations Act. It
7 is also the intent of the General Assembly that the FY 2024 Appropriations Act
8 appropriate funds to the Fund established in 32 V.S.A. § 1001b for projects in
9 FY 2025, which shall be allocated pursuant to the process set forth in
10 subsection (e) of this section.

11 (c) Authorizations. In FY 2024, spending authority for the following
12 capital projects are authorized as follows:

13 (1) the Department of Buildings and General Services is authorized to
14 spend \$400,000.00 for planning, reuse, and contingency;

15 (2) Barre, McFarland State Office Building, roof replacement and brick
16 façade repairs: \$1,700,000.00

17 (3) the Department of Buildings and General Services is authorized to
18 spend \$135,000.00 for parking garage repairs at 32 Cherry Street in
19 Burlington;

20 (4) Middlesex, Central Services complex, roof replacement:

1 \$1,000,000.00

2 (5) Montpelier, State House expansion, design documents:

3 \$150,000.00

4 (6) the Department of Buildings and General Services is authorized to

5 spend \$1,000,000.00 for the renovation of the interior HVAC steam lines at

6 120 State Street in Montpelier;

7 (7) the Department of Buildings and General Services is authorized to

8 spend \$600,000.00 for planning for the boiler replacement at the Northern

9 State Correctional Facility in Newport;

10 (8) the Department of Buildings and General Services is authorized to

11 spend \$750,000.00 for planning for renovations to the administration building,

12 West Cottage, at the Criminal Justice Training Council in Pittsford;

13 (9) the Department of Buildings and General Services is authorized to

14 spend \$600,000.00 for the Agency of Human Services for the planning and

15 design of the booking expansion at the Northwest State Correctional Facility;

16 (10) the Department of Buildings and General Services is authorized to

17 spend \$1,000,000.00 for the Agency of Human Services for the planning and

18 design of the Department for Children and Families' short-term stabilization

19 facility;

1 (11) the Department of Buildings and General Services is authorized to
2 spend \$750,000.00 for the Judiciary for renovations at the Washington County
3 Superior Courthouse in Barre;

4 (12) the Department of Buildings and General Services is authorized to
5 spend \$250,000.00 for the Department of Public Safety for the planning and
6 design of the Special Teams Facility and Storage;

7 (13) the Department of Buildings and General Services is authorized to
8 spend \$250,000.00 for the Department of Public Safety for the planning and
9 design of the Rutland Field Station;

10 (14) the Department of Buildings and General Services is authorized to
11 spend \$300,000.00 for the Agency of Agriculture, Food and Markets for the
12 planning and design of the Vermont Agriculture and Environmental
13 Laboratory Heat Plant;

14 (15) the Department of Buildings and General Services is authorized to
15 spend \$1,000,000.00 for electric vehicle charging stations at State buildings;

16 (16) the Vermont State Colleges is authorized to spend \$7,500,000.00
17 for construction, renovation, and major maintenance at any facility owned or
18 operated in the State by the Vermont State Colleges; infrastructure
19 transformation planning; and the planning, design, and construction of Green
20 Hall and Vail Hall;

1 (17) the Agency of Natural Resources is authorized to spend
2 \$9,800,000.00 for the Department of Environmental Conservation for the State
3 match to the Infrastructure Investment and Jobs Act for the Drinking Water
4 State Revolving Fund and the Clean Water State Revolving Fund;

5 (18) the Agency of Natural Resources is authorized to spend
6 \$4,500,000.00 for the Department of Environmental Conservation for the
7 Waterbury Dam rehabilitation;

8 (19) the Agency of Natural Resources is authorized to spend
9 \$4,000,000.00 for the Department of Environmental Conservation for the
10 Municipal Pollution Control Grants for pollution control projects and planning
11 advances for feasibility studies;

12 (20) the Agency of Natural Resources is authorized to spend
13 \$3,000,000.00 for the Department of Forests, Parks and Recreation for the
14 maintenance facilities at the Gifford Woods State Park and Groton Forest
15 State Park; and

16 (21) the Agency of Natural Resources is authorized to spend
17 \$800,000.00 for the Department of Fish and Wildlife for infrastructure
18 maintenance and improvements of the Department's buildings, including
19 conservation camps.

1 (d) FY 2025 capital projects. To the extent general funds are available to
2 appropriate to the Fund established in 32 V.S.A. § 1001b in FY 2025, it is the
3 intent of the General Assembly that the following capital projects receive
4 funding from the Fund:

5 (1) the sum of \$250,000.00 to the Department of Buildings and General
6 Services for planning, reuse, and contingency;

7 (2) the sum of \$2,300,000.00 to the Department of Buildings and
8 General Services for parking garage repairs at 32 Cherry Street in Burlington;

9 (3) the sum of \$2,000,000.00 to the Department of Buildings and
10 General Services for the renovation of the interior HVAC steam lines at 120
11 State Street in Montpelier;

12 (4) the sum of \$1,000,000.00 to the Department of Buildings and
13 General Services for the Judiciary for renovations at the Washington County
14 Superior Courthouse in Barre;

15 (5) the sum of \$1,000,000.00 to the Department of Buildings and
16 General Services for the Department of Public Safety for the planning and
17 design of the Special Teams Facility and Storage;

18 (6) the sum of \$1,000,000.00 to the Department of Buildings and
19 General Services for the Department of Public Safety for the planning and
20 design of the Rutland Field Station;

1 (7) the sum of \$1,500,000.00 to the Vermont Veterans' Home for design
2 for the renovation of the Brandon and Cardinal units;

3 (8) the sum of \$500,000.00 to the Department of Buildings and General
4 Services for the Newport courthouse replacement, planning, and design;

5 (9) the sum of \$250,000.00 to the Department of Buildings and General
6 Services for planning for the 133-109 State Street tunnel waterproofing and
7 Aiken Avenue reconstruction; and

8 (10) the sum of \$200,000.00 to the Department of Buildings and
9 General Services for the renovation of the stack area, HVAC upgrades, and the
10 elevator replacement at 111 State Street.

11 (e) Recommendation. On or before December 15, 2023:

12 (1) the Secretary of Administration shall review and recommend capital
13 projects to be funded from the Fund established in 32 V.S.A. § 1001b; and

14 (2) the Secretary of Administration shall submit the list of capital
15 projects recommended for FY 2025 to the Chairs of the House Committee on
16 Corrections and Institutions and the Senate Committee on Institutions and to
17 the Governor for the FY 2025 capital budget adjustment report.

* * * Policy * * *

* * * Agriculture, Food and Markets * * *

Sec. 19. 26 V.S.A. § 4811 is amended to read:

§ 4811. SAFETY STANDARDS

Minimum safety standards for the conduct of any race covered by this chapter are established as follows:

(1) Each race track shall have a substantial fence of steel wire or plank construction or other barrier not less than three feet high between the track and area designated for spectators. ~~No~~ A grandstand ~~shall~~ may be constructed or spectators allowed on a curved side of a track if the barrier requirements for a straightaway, as provided by rule adopted pursuant to section 4809 of this title, are met. For motorcycle, ATV, or snowmobile racing, each track shall have a snow fence or other suitable barrier not less than four feet high between the track and the area designated for spectators. The outside portion of all tracks shall be a reasonable distance from the spectators.

* * *

Sec. 20. OFFICE OF PROFESSIONAL REGULATION; MOTOR VEHICLE
RACING; REPORT

On or before January 15, 2025, the Office of Professional Regulation, in consultation with relevant stakeholders, shall report to the House Committee

1 on Government Operations and Military Affairs and the Senate Committee on
2 Government Operations with a sunset review on the regulatory structure for
3 motor vehicle racing in Vermont, including an evaluation of the State's current
4 regulatory structure, approaches to state oversight over motor vehicle racing in
5 jurisdictions outside Vermont and measures to ensure adequate public safety,
6 and any recommendations for legislative action.

7 * * * Buildings and General Services * * *

8 Sec. 21. 29 V.S.A. § 166 is amended to read:

9 § 166. SELLING OR RENTING STATE PROPERTY

10 * * *

11 (b)(1) Upon authorization by the General Assembly, which may be granted
12 by resolution, and with the advice and consent of the Governor, the
13 Commissioner of Buildings and General Services may sell real estate owned
14 by the State. Such property shall be sold to the highest bidder therefor at
15 public auction or upon sealed bids in the discretion of the Commissioner of
16 Buildings and General Services, who may reject any or all bids. ~~Notice, or the~~
17 Commissioner is authorized to list the sale of property with a real estate agent
18 licensed by the State.

19 (2) If the Commissioner elects to sell the property at auction or by
20 sealed bid, notice of the sale or a request for sealed bids shall be posted:

(3) This subsection shall not apply to the sale, conveyance, exchange, or lease of lands or interests in lands; to the amendment of deeds, leases, and easements; or to sales of timber made in accordance with the provisions of 10 V.S.A. chapter 155 or the provisions of 10 V.S.A. chapter 83.

14 Sec. 22. SALE OF PROPERTIES

VT LEG #370598 v.1

1 (1) The City’s preferential right to purchase the property authorized in
2 this subsection shall terminate unless the City submits a written notification to
3 the Commissioner of its intent to purchase the property on or before October
4 15, 2023.

5 (2) If the City submits a notification of its intent to purchase the
6 property pursuant to subdivision (1) of this subsection, the City shall submit a
7 written offer to the Commissioner not later than June 1, 2024. In the event the
8 City fails to submit a written offer by June 1, 2024, then the City’s preferential
9 right to purchase the property shall terminate and the Commissioner is
10 authorized to sell the property to another party.

11 (b) Stanley Hall and Wasson Hall. Notwithstanding 29 V.S.A. § 166(b),
12 the Commissioner of Buildings and General Services is authorized to
13 subdivide, sell, or otherwise dispose of the portion of land in the Waterbury
14 State Office Complex (Parcel ID # 916-0103.V as designated on the Town of
15 Waterbury’s Tax Parcel Maps) that housed the former Stanley Hall and the
16 adjacent parking lot, located at 32 Park Row, and Wasson Hall, located at 64
17 Horseshoe Drive, to the Town of Waterbury.

18 (1) The Commissioner of Buildings and General Services shall notify, in
19 writing, the Town of Waterbury of the right to purchase or acquire the

1 properties described in subdivision (1) of this subsection provided that the
2 following conditions are met:

3 (A) the Town of Waterbury's Select Board takes a formal action on
4 or before October 15, 2023 indicating the Town's interest in purchasing or
5 acquiring the properties; and

6 (B) if the Town elects to purchase or acquire the properties, the Town
7 submits a written offer not later than June 1, 2024;

8 (2) If the conditions in subdivision (1) of this subsection are not met,
9 then the Commissioner's authority to subdivide, sell, or otherwise dispose of
10 the property described in this subsection shall be rescinded.

11 (c) 108 Cherry Street. Notwithstanding 29 V.S.A. § 166(b), the
12 Commissioner of Buildings and General Services is authorized to sell the
13 property located at 108 Cherry Street in the City of Burlington. The
14 Commissioner shall first offer in writing to the City the right to purchase the
15 property.

16 (1) The City's preferential right to purchase the property authorized in
17 this subsection shall terminate unless the City submits a written notification to
18 the Commissioner of its intent to purchase the property on or before October
19 15, 2023.

1 (2) If the City submits a notification of its intent to purchase the
2 property pursuant to subdivision (1) of this subsection, the City shall submit a
3 written offer to the Commissioner on or before April 1, 2024. In the event the
4 City fails to submit a written offer on or before April 1, 2024, the City's
5 preferential right to purchase the property shall terminate and the
6 Commissioner is authorized to sell the property to another party.

7 Sec. 23. RELOCATION OF STATE EMPLOYEES; DEPARTMENT OF
8 BUILDINGS AND GENERAL SERVICES; CITY OF
9 BURLINGTON

10 Prior to the sale of the building located at 108 Cherry Street in Burlington,
11 the Department of Buildings and General Services shall work with the City of
12 Burlington to find another appropriate location in downtown Burlington to
13 relocate State employees who provide client services.

14 Sec. 24. 32 V.S.A. § 701a is amended to read:

15 § 701a. CAPITAL CONSTRUCTION BILL

16 (a) When the capital budget has been submitted by the Governor to the
17 General Assembly, it shall immediately be referred to the House Committee on
18 Corrections and Institutions, which shall proceed to consider the budget
19 request in the context of the 10-year capital program plan also submitted by the

1 Governor pursuant to sections 309 and 310 of this title. The Committee shall
2 also propose to the General Assembly:

3 (1) a prudent amount of total general obligation bonding for the
4 following fiscal year, for support of the capital budget, in consideration of the
5 recommendation of the Capital Debt Affordability Advisory Committee
6 pursuant to chapter 13, subchapter 8 of this title; and

7 (2) recommendations for capital projects that may be paid for from the
8 Cash Fund for Capital Infrastructure and Other Essential Investments,
9 established in section 1001b of this title.

10 (b) As soon as possible, the Committee shall prepare a bill to be known as
11 the “capital construction bill,” which shall be introduced for action by the
12 General Assembly.

13 (c) The spending authority authorized by a capital construction act shall
14 carry forward until expended, unless otherwise provided.

15 (1) All unexpended funds remaining for projects authorized by capital
16 construction acts enacted in a legislative session that was two or more years
17 prior to the current legislative session shall be reported to the General
18 Assembly and may be reallocated in future capital construction acts.

1 (2) Notwithstanding subdivision (1) of this subsection, any amounts
2 appropriated in a previous capital construction act that are unexpended for at
3 least five years shall be reallocated to future capital construction acts.

4 (d)(1) On or before ~~January 15~~, November 15 each year, the Commissioner
5 of Finance and Management shall require each entity to which spending
6 authority has been authorized by a capital construction act enacted in a
7 legislative session that was two or more years prior to the current legislative
8 session ~~shall submit to the House Committee on Corrections and Institutions~~
9 ~~and the Senate Committee on Institutions~~ to submit a report on the current fund
10 balances of each authorized project with unexpended funds. The report shall
11 include plans for the unexpended funds, any projects or contracts the funds are
12 assigned to, and an anticipated timeline for expending the funds.

13 (2) On or before December 15 each year, the Commissioner of Finance
14 and Management shall submit in a consolidated format the reports required by
15 subdivision (1) of this subsection to the House Committee on Corrections and
16 Institutions and the Senate Committee on Institutions.

17 (e) The provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall
18 not apply to the reports to be made under subsections (c) and (d) of this
19 section.

1 Sec. 25. 2021 Acts and Resolves No. 50, Sec. 2 is amended to read:

2 Sec. 2. STATE BUILDINGS

3 * * *

4 (b) The following sums are appropriated in FY 2022:

5 * * *

6 (8) Newport, courthouse replacement, site acquisition and planning and
7 design:

8 \$500,000.00

9 * * *

10 (c) The following sums are appropriated in FY 2023:

11 * * *

12 (7) Newport, courthouse replacement, site acquisition and planning and
13 design: \$525,000.00

14 * * *

15 * * * Corrections * * *

16 Sec. 26. 29 V.S.A. § 170a is added to read:

17 § 170a. DESIGN OF CORRECTIONAL FACILITIES; USE OF EVIDENCE-

18 BASED DESIGN PRINCIPLES FOR WELLNESS

19 ENVIRONMENTS

1 The Department of Buildings and General Services shall coordinate with
2 the Department of Corrections on the design and planning for any
3 maintenance, renovation, or construction to a State correctional facility to
4 ensure that evidence-based design principles for wellness environments are
5 incorporated into the design and planning phase of a project.

6 Sec. 27. NORTHWEST STATE CORRECTIONAL FACILITY; FUNDING
7 REQUEST FOR FEDERAL DETAINEES; INTENT FOR
8 BOOKING EXPANSION DESIGN

9 (a) On or before August 15, 2023, the Secretary of Human Services shall
10 request federal funds to support capital construction at the Northwest State
11 Correctional Facility, which houses federal detainees, including U.S.
12 Immigration and Customs Enforcement detainees. The Commissioner of
13 Finance and Management shall only release the funds appropriated in Sec. 3(1)
14 of this act upon notification from the Secretary that the request was submitted.

15 (b) It is the intent of the General Assembly that the Commissioner of
16 Buildings and General Services shall incorporate into booking expansion
17 design at the Northwest State Correctional Facility:

18 (1) renovations to the HVAC system;

19 (2) enhanced employee amenities, including amenities to address
20 employee health and wellness needs;

1 (3) the use of renewable energy; and

2 (4) the use of evidence-based principles for wellness environments for
3 supporting trauma-informed practices.

4 Sec. 28. REPLACEMENT WOMEN'S FACILITIES; SITE LOCATION
5 PROPOSAL; DESIGN INTENT

6 (a)(1) Site location proposal. On or before January 15, 2024, the
7 Commissioner of Buildings and General Services shall submit a site location
8 proposal for replacement women's facilities for justice-involved women to the
9 House Committee on Corrections and Institutions and the Senate Committee
10 on Institutions. It is the intent of the General Assembly that when evaluating
11 site locations, preference shall be given to State-owned property. The proposal
12 shall consider both co-locating facilities in a campus-style approach for
13 operational efficiencies and the need for separate facilities at different
14 locations.

15 (2) Beginning September 15, 2023 and ending December 15, 2023, the
16 Commissioner of Buildings and General Services shall submit monthly status
17 reports on the site location proposal described in subdivision (1) of this
18 subsection (a).

19 (b) Design intent. It is the intent of the General Assembly that the
20 Commissioner of Buildings and General Services, in consultation with the

1 Commissioner of Corrections, shall incorporate into the design of any
2 women's replacement facility the use of evidence-based principles for wellness
3 environments for supporting trauma-informed practices.

4 Sec. 29. DEPARTMENT OF CORRECTIONS, REPLACEMENT
5 WOMEN'S FACILITIES; REPORT

6 (a) It is the intent of the General Assembly that the State's long-term goal
7 and vision for justice-involved individuals includes their reentry into the
8 community through a system of supports grounded in restorative justice
9 principles.

10 (b) On or before November 15, 2023, the Department of Corrections shall
11 submit a written report to the House Committees on Corrections and
12 Institutions and on Judiciary and the Senate Committees on Institutions and on
13 Judiciary regarding the proposed size and scale of replacement women's
14 facilities. The report shall address the following:

- 15 (1) proposed allocation of beds in correctional and re-entry facilities;
16 (2) bed types for specialized populations in each facility; and
17 (3) data and rationale used to inform size of each facility.

* * * Judiciary * * *

Sec. 30. BARRE; WASHINGTON COUNTY SUPERIOR COURTHOUSE;
RENOVATIONS

On or before September 15, 2023, the Commissioner of Buildings and
General Services shall engage the City of Barre on options for renovating the
existing Washington County Superior Courthouse or finding a new site
location for the building.

* * * Legislature * * *

Sec. 31. 2020 Acts and Resolves No. 154, Sec. E.126.3, as amended by 2021
Acts and Resolves No. 50, Sec. 31 and 2022 Acts and Resolves No. 180, Sec.
20, is further amended to read:

Sec. E.126.3 GENERAL ASSEMBLY; STATE BUILDINGS; USE OF
SPACE; AUTHORITY OF SERGEANT AT ARMS

* * *

(c) Beginning on January 1, 2023 and ending on June 30, ~~2023~~ 2024,
notwithstanding the provisions of 29 V.S.A. § 165 and any other provision of
law to the contrary, in order to perform its constitutional duties, the Legislative
Branch shall have exclusive use of rooms 264, 267, 268, and 270 on the second
floor of 109 State Street.

* * *

1 Sec. 32. STATE HOUSE; EXPANSION; DESIGN; SPECIAL COMMITTEE

2 (a) The Department of Buildings and General Services has contracted with
3 Freeman, French, Freeman to develop programming options that will be the
4 basis for a schematic design for the expansion of the State House. The
5 programming options will be finalized in June 2023 and the schematic design
6 in November 2023 when the General Assembly is not in session. It is the
7 intent of the General Assembly to approve the programming option for a
8 schematic design plan for the State House expansion as soon as practicable to
9 allow the Department of Buildings and General Services to begin the design
10 development phase of the expansion.

11 (b) A special committee consisting of the Joint Legislative Management
12 Committee and the Chairs of the House Committee on Corrections and
13 Institutions and the Senate Committee on Institutions (special committee) is
14 hereby established. The special committee is authorized to meet to review,
15 approve, or recommend alterations to the schematic design described in
16 subsection (a) of this section at a regularly scheduled Joint Legislative
17 Management Committee meeting. In making its decision, the special
18 committee shall consider:

19 (1) how the design impacts the ability of the General Assembly to
20 conduct legislative business;

1 (2) allows for public access to citizens;

2 (3) the financial consequences to the State of approval or disapproval of
3 the proposal; and

4 (4) whether any potential alternatives are available.

5 (c) The special committee shall be entitled to per diem and expenses as
6 provided in 2 V.S.A. § 23.

7 Sec. 33. 2016 Acts and Resolves No. 88, Sec. 3a, as amended by 2019 Acts
8 and Resolves No. 42, Sec. 24 and 2021 Acts and Resolves No. 50, Sec. 23, is
9 further amended to read:

10 Sec. 3a. REPEAL

11 2 V.S.A. chapter 30 (Capitol Complex Security Advisory Committee) is
12 repealed on ~~June 30, 2023~~ June 30, 2024.

13 * * * Natural Resources * * *

14 Sec. 34. REPEAL

15 2018 Acts and Resolves No. 185, Sec. 12 (suspension of private loans for
16 clean water projects) is repealed.

17 * * * Public Safety * * *

18 Sec. 35. 2021 Acts and Resolves No. 50, Sec. 12, as amended by 2022 Acts
19 and Resolves No. 180, Sec. 10, is further amended to read:

2 * * *

16 This act shall take effect on passage.